

Appl. No. 09/867,235  
Atty. Docket No. 8569  
Amdt. dated Sept. 20, 2004  
Reply to Office Action of April 21, 2004  
Customer No. 27752

### AMENDMENTS TO THE CLAIMS

Claims 1-26 (Canceled)

27. (Currently amended) A method of enhancing the delivery of oil-soluble skin care actives into the skin comprising applying to the skin of a mammal in need of treatment, a safe and effective amount of a water-in-oil composition consisting essentially of:

- a) an oil soluble skin care active, selected from the group consisting of terpene alcohols, oil-soluble phytosterols, oil-soluble anti-acne actives, oil-soluble beta-hydroxy acids, oil-soluble vitamin B<sub>3</sub> compounds, oil-soluble retinoids, oil-soluble anti-oxidants, oil-soluble radical scavengers, oil-soluble chelators, oil-soluble flavonoids, oil-soluble anti-inflammatory agents, oil-soluble anti-cellulite agents, oil-soluble topical anesthetics, and mixtures thereof, wherein said skin care active is delivered into the skin in order to impart positive skin care benefits;
- b) a silicone oil; and
- c) a silicone elastomer,

28. (Currently amended) A method of enhancing the delivery of oil soluble skin care actives into the skin according to claim 27 wherein the composition's oil continuous phase consists essentially of:

- a) an oil soluble skin care active, selected from the group consisting of terpene alcohols, oil-soluble phytosterols, oil-soluble anti-acne actives, oil-soluble beta-hydroxy acids, oil-soluble vitamin B<sub>3</sub> compounds, oil-soluble retinoids, oil-soluble anti-oxidants, oil-soluble radical scavengers, oil-soluble chelators, oil-soluble flavonoids, oil-soluble anti-inflammatory agents, oil-soluble anti-cellulite agents, oil-soluble topical anesthetics, and mixtures thereof, wherein said skin care active is delivered into the skin in order to impart positive skin care benefits;
- b) a silicone oil; and
- c) a silicone elastomer.

29. (Currently amended) A method of enhancing the delivery of oil soluble skin care actives into the skin from the oil phase of a topical water-in-oil emulsion composition comprising, applying said topical composition to the skin, said [toical] topical composition's oil phase consisting essentially of:

- i) a silicone elastomer; and

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ii) an oil soluble skin care active, selected from the group consisting of terpene alcohols, oil-soluble phytosterols, oil-soluble anti-acne actives, oil-soluble beta-hydroxy acids, oil-soluble vitamin B<sub>3</sub> compounds, oil-soluble retinoids, oil-soluble anti-oxidants, oil-soluble radical scavengers, oil-soluble chelators, oil-soluble flavonoids, oil-soluble anti-inflammatory agents, oil-soluble anti-cellulite agents, oil-soluble topical anesthetics, and mixtures thereof, wherein said skin care active is delivered into the skin in order to impart positive skin care benefits.

30. (Currently amended) A method of regulating the condition of skin, said method comprising the step of topically applying to the skin of mammal in need of treatment, a safe and effective amount of the composition comprising an oil continuous phase and an aqueous discontinuous phase wherein the oil phase consists essentially of:

- a) an oil soluble skin care active, selected from the group consisting of terpene alcohols, oil-soluble phytosterols, oil-soluble anti-acne actives, oil-soluble beta-hydroxy acids, oil-soluble vitamin B<sub>3</sub> compounds, oil-soluble retinoids, oil-soluble anti-oxidants, oil-soluble radical scavengers, oil-soluble chelators, oil-soluble flavonoids, oil-soluble anti-inflammatory agents, oil-soluble anti-cellulite agents, oil-soluble topical anesthetics, and mixtures thereof, wherein said skin care active is delivered into the skin in order to impart positive skin care benefits;
- b) a silicone oil; and
- c) a silicone elastomer.

31. (Currently amended) The method according to claim 30 wherein the composition comprises an oil continuous phase and an aqueous discontinuous phase, wherein the oil phase [an oil soluble skin care active] consists essentially of:

- a) an oil soluble skin care active, selected from the group consisting of terpene alcohols, oil-soluble phytosterols, oil-soluble anti-acne actives, oil-soluble beta-hydroxy acids, oil-soluble vitamin B<sub>3</sub> compounds, oil-soluble retinoids, oil-soluble anti-oxidants, oil-soluble radical scavengers, oil-soluble chelators, oil-soluble flavonoids, oil-soluble anti-inflammatory agents, oil-soluble anti-cellulite agents, oil-soluble topical anesthetics, and mixtures thereof, wherein said skin care active is delivered into the skin in order to impart positive skin care benefits;
- b) a silicone oil; and
- c) a silicone elastomer.